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10 **UNITED STATES BANKRUPTCY COURT**
11 **DISTRICT OF NEVADA**

12 In re:
13 USA Commercial Mortgage Company,
14 USA Capital Realty Advisors, LLC,¹
15 USA Capital Diversified Trust Deed Fund,
16 LLC,
17 USA Capital First Trust Deed Fund, LLC,²
18 USA Securities, LLC,³ Debtors.

19 **Affects:**

20 All Debtors
 USA Commercial Mortgage Company
 USA Capital Realty Advisors, LLC
 USA Capital Diversified Trust Deed Fund, LLC
 USA Capital First Trust Deed Fund, LLC
 USA Securities, LLC

Case No. BK-S-06-10725-LBR
Case No. BK-S-06-10726-LBR¹
Case No. BK-S-06-10727-LBR
Case No. BK-S-06-10728-LBR²
Case No. BK-S-06-10729-LBR³

CHAPTER 11

Jointly Administered Under Case No.
BK-S-06-10725 LBR

**NOTICE OF HEARING ON
MOTION FOR APPROVAL OF
COMPROMISE SETTLEMENT OF
CLAIMS FILED BY HOMFELD II,
LLC AND EDWARD W. HOMFELD
(with Certificate of Service)**

Date of Hearing: March 17, 2011
Time of Hearing: 2:00 p.m.
Estimate Time for Hearing: 10 minutes

NOTICE IS HEREBY GIVEN that a Motion for Approval of Compromise
Settlement of Claims Filed by Homfeld II, LLC and Edward W. Homfeld [DE 8277] was

¹ This bankruptcy case was closed on September 23, 2008.

² This bankruptcy case was closed on October 12, 2007.

³ This bankruptcy case was closed on December 21, 2007.

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1 filed on February 15, 2011, by USACM Liquidating Trust. The Motion requests that the
2 Court approve their compromise agreement and grant the Motion.

3 **NOTICE IS FURTHER GIVEN** that if you do not want the court to grant the
4 request sought in the Motion, or if you want the court to consider your views on the
5 Motion, then you must file an opposition with the court, and serve a copy on the person
6 making the Motion ***no later than 14 days*** preceding the hearing date for the motion, unless
7 an exception applies (see Local Rule 9014(d)(3)). The opposition must state your position,
8 set forth all relevant facts and legal authority, and be supported by affidavits or
9 declarations that conform to Local Rule 9014(c).

10
11 If you object to the relief requested, you *must* file a **WRITTEN** response to
12 this pleading with the court. You *must* also serve your written response on the person
13 who sent you this notice.

14 If you do not file a written response with the court, or if you do not serve your
15 written response on the person who sent you this notice, then:

16 • The court may *refuse to allow you to speak* at the scheduled hearing; and
17 • The court may *rule against you* without formally calling the matter at the hearing.

18 **NOTICE IS FURTHER GIVEN** that the hearing on the said Motion will be held
19 before a United States Bankruptcy Judge, in the Foley Federal Building, 300 Las Vegas
20 Boulevard South, Third Floor, Bankruptcy Courtroom No. 1, Las Vegas, Nevada 89101 on
21 **March 17, 2011, at the hour of 2:00 p.m.**

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LEWIS
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LLP

L A W Y E R S

1 Dated: February 15, 2011
2

LEWIS AND ROCA LLP

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By: /s/ JH (#18024)

5 Robert M. Charles, Jr., NV 6593

6 John Hinderaker, AZ 18024 (*pro hac vice*)

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10 *Counsel for USACM Liquidating Trust*

11 Copy of the foregoing served on
12 February 15, 2011, via e-mail or first
13 class postage prepaid U.S. mail to all
14 parties listed on the Post Effective Date
15 Service List on file with this Court, and
16 a copy to

17 Edward W. Homfeld
18 2515 N. Atlantic Blvd.,
19 Fort Lauderdale, FL 33305

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s/Marilyn Schoenike
Lewis and Roca LLP